

#10

July 26, 2002

DARBY & DARBY  
805 Third Ave.  
New Your, NY  
10022  
Attn: Raina Semionow

Dear DARBY & DARBY:

We regret to inform you that your request for refund dated 15 December 2000, in the amount of \$ 130.00 covering a fee for application serial number 09/708635 cannot be authorized. Please refer to the box checked below.

- ( ) Small entity status fee not refundable. The time has expired for refund of this fee. A refund based on establishment of small entity status may only be obtained if a verified statement under 37 CFR 1.27 and a request for refund of the excess amount are filed within two months of timely payment of the full fee (37 CFR 1.28).
- (x) **Application or petition fee not refundable..** Money paid by actual mistake or in excess, such as payment not required by law, will be refunded; but a mere change of purpose after payment of money, as when a party desires to withdraw an application, an appeal or a request for oral hearing does not entitle the party to a refund (37 CFR 1.26). If any application is filed without the specification or drawing and the omission is not corrected within the period set, the application will be returned or otherwise disposed of. The fee, if submitted should include the \$ \_\_\_\_\_ handling fee (37 CFR 1.53).
- ( ) No refund is due. The charge of \$ is correct as filed for multiple dependent claims. Your Amended Claims were received to late for DO/EO National Stage to process.

Any further questions concerning this refund, should be directed To PCT Rita White at 703-305-3668

Sincerely,

Rita White  
National Stage-Legal Instruments Examiner  
PCT-DO/EO Section of USPTO  
Patent and Trademark Office  
Washington DC 20231